

03500.017685

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	:	Examiner: Derek L. Dupuis
JUNICHI SEKI	)	
	:	Group Art Unit: 2883
Application No.: 10/527,526	)	
	:	Confirmation No.: 7445
Filed: March 11, 2005	)	
	:	
For: OPTICAL DEFLECTOR BASED	)	
ON PHOTONIC BANDGAP	:	
STRUCTURE	)	July 13, 2006

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THIRD INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents, other than U.S. patent documents, are enclosed.

### REMARKS

U.S. Patent No. 7,068,904 B2 (Itsuji, et al.) issued from Application No. 10/522,226, which is discussed at page 8 of the Official Action. JP-A 10-253829, JP-A 2000-66002, JP-A 2001-91911, and WO 02/27384 A1 were cited in Itsuji, et al. English-language Abstracts for each JP-A document were obtained from a commercial database and are also enclosed, and Applicants respectfully submit that US 2004/0012840 A1, of record, corresponds to the WO document.

EP 1329758, US 6,188,819, and US 6,961,501 were cited in Application No. 10/524,831, which is discussed at page 8 of the Official Action.

### FORMAL MATTERS

Please charge the \$180 Information Disclosure Statement fee under 37 C.F.R. § 1.17(p) to Deposit Account No. 06-1205. Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 06-1205.

### CONCLUSION

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicant's attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

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DSG/tmm

FORM PTO 1449 ( <i>modified</i> )  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)  Submitted to the PTO: July 13, 2006				ATTY DOCKET NO. <b>03500.017685</b>		APPLICATION NO. <b>10/527,526</b>	
				APPLICANT <b>JUNICHI SEKI</b>			
				FILING DATE <b>March 11, 2005</b>		GROUP <b>2883</b>	
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		7,068,904 B2	06/27/2006	Itsuji, et al.	385	129	
		6,188,819 B1	02/13/2001	Kosaka, et al.	385	39	
		6,961,501 B2	11/01/2005	Matsuura, et al.	385	129	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT
		10-253829	09/25/1998	Japan			Abstract
		2000-66002	03/03/2000	Japan			Abstract
		2001-91911	04/06/2001	Japan			Abstract
		WO 02/27384 A1	04/04/2002	WIPO			Abstract
		EP 1 329 758	07/23/2003	Europe			
OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER				DATE CONSIDERED			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.